

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH STONE, DEBRA STONE,  
CASEY CREEDON, and GEORGE  
CORRELL,

Defendants.

Case No. CR04-251L

ORDER CONTINUING TRIAL DATE

This matter comes before the Court on the motion to continue trial date raised by counsel for defendants Kenneth Stone, Debra Stone, Casey Creedon, and George Correll (collectively, "Defendants") at the April 22, 2005 status conference. Based on the records and files herein and the representations of defense counsel, the government, and Defendants at the April 22, 2005 status conference, the Court finds that:

1. The trial in this matter is scheduled for April 25, 2005;
2. Between March 18 and 21, 2005, Defendants filed motions to suppress evidence (Dkt. #s 100, 102, & 106), and an evidentiary hearing on those motions has been scheduled for June 1, 2005 (Dkt. # 114);
3. Counsel for Defendants have informed the Court that they will require time to

ORDER CONTINUING TRIAL  
DATE

1 prepare for trial once the Court rules on the suppression motions. Taking into account the  
2 exercise of due diligence, counsel for Defendants have requested that the date of trial be  
3 extended to September 12, 2005 to allow for such preparation;

4 4. After having conferred with their respective counsel, the Defendants each  
5 represented to the Court that they understood the reasons for the continuance and stipulated to  
6 the need for a continuance of the trial until September 12, 2005;

7 5. The government consents to the continuance; and

8 6. The ends of justice outweigh the best interests of the public and the defendant in a  
9 speedy trial. Failure to grant a continuance would deny counsel for Defendants adequate time to  
10 effectively prepare for trial once the suppression motions have been resolved. Further,  
11 rescheduling the trial for September 12, 2005 ensures that Defendants will be able to maintain  
12 continuity of counsel throughout the course of their defense.

13 For all the foregoing reasons, IT IS HEREBY ORDERED that the trial date is continued  
14 from April 25, 2005 to September 12, 2005.

15 IT IS FURTHER ORDERED that pursuant to Title 18, United States Code, Section  
16 3161(h), the period of time from the date of this order to the new trial date is excluded in the  
17 computation of time under the Speedy Trial Act.

18  
19 DATED this 22<sup>nd</sup> day of April, 2005.  
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23 Robert S. Lasnik  
24 United States District Judge  
25  
26

27 ORDER CONTINUING TRIAL  
28 DATE